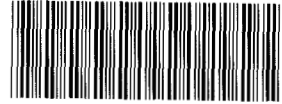




Department of Energy

ROCKY FLATS OFFICE
P.O. BOX 928
GOLDEN, COLORADO 80402-0928



000020290

Ms. Mary Lynn Tucker
Assistant County Attorney
County Attorney's Office
1700 Arapahoe Street
Golden, Colorado 80419

11402-DOE-90

Mr. Stanton LeBreche
Jefferson County Open Space
18301 W. 10th Avenue, Suite 100
Golden, Colorado 80401

Ms. Tucker & Mr. LeBreche:

Please find the enclosed Annual Report for the Jefferson County Remedial Action Lands, dated January 1991. The annual report summarizes the current status of the lands and the land management activities planned for 1991.

As you will find apparent in the report, the practice of tilling the land to reduce surface plutonium concentrations is effective, but at the price of creating significant surface damage to certain portions of these lands. It is uncertain at this time, just how much of the reduction in plutonium concentration can be attributed to tilling activities and how much to natural processes. The Rocky Flats Plant (RFP) has recently taken additional soil samples of the disturbed and undisturbed parcels in hope of ascertaining the relative importance of each of these factors.

RFP is conducting an environmental restoration program for all on-site and off-site contamination, of which, the Settlement Agreement lands are a part. This program is, in part, a result of Congress passing the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) of 1980 as amended by the Superfund Amendments and Reauthorization Act (SARA) of 1986. RFP is concerned that the Settlement Agreement may be in potential conflict with remediation under CERCLA.

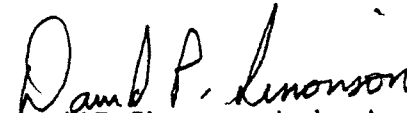
The CERCLA/SARA process directs an intensive remedial investigation to establish site characteristics, sources of contamination, nature and extent of contamination, human health risk assessment, and environmental evaluation. This remedial investigation (RI) of the off-site land surface is currently underway. The direction of the CERCLA/SARA process is to develop corrective remedial action alternatives. Deep plowing as directed by the Settlement Agreement may cause more environmental problems than corrective alternatives discovered during the CERCLA/SARA process.

Ms. Mary Lynn Tucker
Mr. Stanton LeBreche
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After you have had sufficient time to study the enclosed report, a meeting is suggested to discuss future remedial activities and the relationships between the Settlement Agreement and future CERCLA actions.

RFP looks forward to your review of this report, particularly with regard to the proposed remedial activities. Should you have any questions, please contact Robert H. Birk of my staff at 966-5921.

Sincerely,

A handwritten signature in cursive script that reads "David P. Simonson".

David P. Simonson, Acting Assistant Manager
for Environmental Management

Enclosure

cc w/enclosure:
J. Jacobus, Policy Dev. Unit
B. Lavelle, EPA
R. Quillen, CDH
G. Fess, DOE/RFO